

10/19/01

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Date: September 19, 2001

Docket No.: 2091-0245P

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This is a Request for filing a  continuation  divisional  
 continuation-in-part application under 37 C.F.R. § 1.53(b) of  
pending prior Application No. 08/970,427 filed on November 14,  
1997, the entire contents of which are hereby incorporated by  
reference,  
by

Kazuo SHIOTA, Nobuyoshi NAKAJIMA and Shuichi OHTSUKA

for

NETWORK PHOTOGRAPH SERVICE SYSTEM

1.  Enclosed is an application consisting of specification,  
claims, declaration and drawings/photographs (if  
applicable).
2.  The filing fee has been calculated as follows:

J1046 U.S. PTO  
09/954964



09/19/01

	<b>BASIC FEE</b>		<b>LARGE ENTITY</b>	<b>SMALL ENTITY</b>
	NUMBER FILED	NUMBER EXTRA	RATE	FEE
<b>TOTAL CLAIMS</b>	48-20 =	28	x 18 = \$504.00	x 9 = \$0.00
<b>INDEPENDENT CLAIMS</b>	15-3 =	12	x 80 = \$960.00	x 40 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$270.00	+ \$135.00
		<b>TOTAL</b>	\$2,174.00	\$0.00

3.  A check in the amount of \$2,174.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4.  Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:
- a.  --This application is a  continuation  divisional  continuation-in-part of co-pending Application No. 08/970,427, filed on November 14, 1997, the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120; and this application claims priority of Application No. 9-255037 and 9-266569 filed in Japan on September 19, 1997 and September 30, 1997, respectively under 35 U.S.C. § 119.--
- b.  --This application is a  continuation  divisional  continuation-in-part of co-pending Application No. 08/970,427, filed on November 14, 1997 and for which priority is claimed under 35 U.S.C. § 120. Application No. 08/970,427 is the national phase of PCT International Application No. PCT/\_\_\_\_/\_\_\_\_ filed on \_\_\_\_ under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference. This application also claims priority of Application No. \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ under 35 U.S.C. § 119.--

6.  Enclosed is/are eight (8) sheet(s) of formal drawings and/or photographs.
- 7a.  A statement claiming small entity status was filed in prior Application No. 08/970,427 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.
- 7b.  The current application qualifies for small entity status.
8.  The prior application is assigned to Fuji Photo Film Co., Ltd.
9.  A Preliminary Amendment is enclosed.
- 10a.  Priority of Application No(s). 9-255037 and 9-266569 filed in Japan on September 19 and September 30, 1997, respectively is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on March 11, 1998.
- 10b.  Priority of International Appln. \_\_\_\_\_ filed on \_\_\_\_\_ under the Patent Cooperation Treaty and \_\_\_\_\_ Application No. \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ under 35 U.S.C. § 119 are hereby reclaimed.
11.  An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
12.  Address all future communications to:  
  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
Telephone: (703) 205-8000  
**or**  
Customer No. 2292
13.  An extension of time for \_\_\_\_\_ ( ) month(s) until \_\_\_\_\_ has been submitted in parent Application No. 08/970,427 in order to establish co-pendency with the present application.
14.  Also enclosed herewith is the following:  
  
Substitute Specification  
  
Marked-Up Copy of Original Specification

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By \_\_\_\_\_

Donald J. Daley, #34,313

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DJD/MJL:11  
2091-0245P

Attachments

(Rev. 01/23/01)

PATENT  
2091-0245P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicants: Kazuo SHIOTA et al.

Serial No.: Rule-53(b) divisional of  
08/970,427 Group: unassigned

Filed: September 19, 2001 Examiner: unassigned

For: NETWORK PHOTOGRAPH SERVICE SYSTEM

**LETTER TO THE OFFICIAL DRAFTSPERSON**

Assistant Commissioner of Patents  
Washington, D.C. 20231

September 19, 2001

Sir:

The attached one (1) formal drawing complies with the provisions of 37 C.F.R. § 1.84.

The drawing should be made part of the record of the above-identified application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By:

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